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7  
8 UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF WASHINGTON

10  
11 LUIS TRUJILLO,

12 Plaintiff,

NO. CV-09-0265-FVS

13 v.

14 MIDLAND CREDIT  
15 MANAGEMENT, INC., a Kansas  
16 corporation,

17 Defendant.

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**JOINT STATUS  
CERTIFICATE AND  
PROPOSED DISCOVERY  
PLAN**

18 Pursuant to CR 26(f) counsel of record for all parties conferred on  
19 December 7, 2009 at 10:45 a.m. The following summarizes that conference.

20 1. Nature and Complexity of the Case. This is relatively simple case.  
21  
22 The Plaintiff alleges violations of the Fair Debt Collection Practices Act, and the  
23 Washington Collection Agency Act and Consumer Protection Act. The  
24 Defendant denies liability and asserts the bona fide error defense.  
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1           2.   Possibility of Settlement. There is a realistic possibility of  
2 settlement. Counsel agree to the use of a Magistrate for settlement purposes.

3           3.   Initial Disclosures. Counsel agree to provide the Initial Disclosures  
4 required by CR 26(a)(1) to opposing counsel by December 20, 2009.

5           4.   Issues About Preserving Discoverable Information. Defendant will  
6 provide Plaintiff's counsel with a hardcopy of its file on the Plaintiff, including  
7 all applicable legends or glossaries needed to interpret the Plaintiff's file, by  
8 December 30, 2009 and agrees to provide an electronic version of the same file.  
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10

11           5.   Proposed Discovery Plan.

12           a.   Initial Disclosures. Counsel agree to provide the Initial  
13 Disclosures required by CR 26(a)(1) to opposing counsel by December 20,  
14 2009.  
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17           b.   Discovery Subjects and Timing. Counsel agree that  
18 Plaintiff's deposition and the deposition of Defendant's corporate representative  
19 will take place in late January, most likely in Wenatchee. Counsel further agree  
20 that if any individual collector's deposition is required it will take place via the  
21 telephone. Discovery should be completed by April 30, 2010.  
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23

24           c.   Electronically Stored Information. Defendant will provide  
25

1 Plaintiff's counsel with a hardcopy of its file on the Plaintiff, including all  
2 applicable legends or glossaries needed to interpret the Plaintiff's file, by  
3 December 30, 2009 and agrees to provide an electronic version of the same file.  
4

5 d. Claims of Privilege. There are currently no issues  
6 surrounding claims of privilege.  
7

8 e. Limitations on Discovery. Counsel agree that no changes in  
9 the limitations on discovery are required.  
10

11  
12 DATED this 8<sup>th</sup> day of December, 2009.

13 Fehr Law Office, PLLC

14  
15 s/ Jeffrey T. Fehr  
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22 Attorney for Plaintiff

23 Approved as to Form and Content:  
24 *Telephonically Approved by:*

25 s/ Michael J. Beyer  
MICHAEL J. BEYER, WSBA# 9109  
Attorney for Defendant Midland  
Credit Management, Inc.

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CERTIFICATE OF SERVICE

I hereby certify that on December 8, 2009, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the following:

Michael J. Beyer  
[mjbeyer@sisna.com](mailto:mjbeyer@sisna.com)

\_\_\_\_\_  
s/ Jeffrey T. Fehr  
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